



DEFENSE LOGISTICS AGENCY
THE DEFENSE CONTRACT MANAGEMENT COMMAND
8725 JOHN J. KINGMAN ROAD, SUITE 2533
FT. BELVOIR, VIRGINIA 22060-6221

IN REPLY
REFER TO

AQOE

July 5, 1996

MEMORANDUM FOR COMMANDERS, DEFENSE CONTRACT MANAGEMENT
DISTRICTS

SUBJECT: DCMC Memorandum No. 96-20, Public Bureau Vouchers (POLICY)

This is a POLICY memorandum. It expires when content is included in DLAD 5000.4, Contract Management (One Book), not to exceed one year. Target Audience: All DCMC Employees.

This policy memorandum addresses the Department of Defense Federal Acquisition Regulation Supplement (DFARS) 242.803 b(i)(C) amendment of May 21, 1996, which allows contract auditors to authorize direct submission to disbursing offices of interim vouchers for contractors with approved billing systems.

Since December 1993, the Defense Contract Audit Agency (DCAA), Defense Finance and Accounting Service (DFAS) and Defense Contract Management Command (DCMC) have been testing direct billing submission procedures at four contractor locations for contractors with adequate billing system internal controls. The contractors submitted the public vouchers directly to DFAS for payment.

This test is now complete with positive results. Per the attached Director, Defense Procurement memorandum dated May 21, 1996, these procedures will be implemented across the Department of Defense (Attachment 1).

When DCAA determines that a contractor is eligible to participate in the direct billing program, the contractor and the Administrative Contracting Officer (ACO) will be notified by DCAA concurrently that the contractor may use the new procedures. The ACO should then contact the contractor and determine if they choose to participate. If the contractor chooses to participate in the direct billing program, a modification should be issued incorporating the attached revised payment instruction into all affected contracts (Attachment 2). The ACO should consider using a block change modification, where feasible, to accomplish changing the affected contracts.

The DCMC point of contact for this issue is Ms. Elaine Philpott, Payment, Closeout and Property Team, (703)767-343 1 or DSN 427-3431. The internet address is elaine_philpott@hq.dla.mil.

A handwritten signature in black ink, appearing to read "Robert W. Drewes", with a long horizontal flourish extending to the right.

ROBERT W. DREWES
Major General, USAF
Commander

2 Attachments



OFFICE OF THE UNDER SECRETARY OF DEFENSE

3000 DEFENSE PENTAGON
WASHINGTON DC 20301-3000

May 21, 1996



In reply ref:
DFARS Case: 96-0001
D. L. 96-013

MEMORANDUM FOR DIRECTORS OF DEFENSE AGENCIES
DEPUTY FOR ACQUISITION AND BUSINESS MANAGEMENT,
ASN(RD&A)/ABM
DEPUTY ASSISTANT SECRETARY OF THE AIR FORCE
(CONTRACTING), **SAF/AQC**
DIRECTOR, PROCUREMENT POLICY, **ASA(RD&A)/SARD-PP**
DEPUTY DIRECTOR (ACQUISITION), DEFENSE LOGISTICS AGENCY

SUBJECT: Direct Submission of Vouchers to Disbursing Office

We have amended the Defense Federal Acquisition Regulation Supplement (DFARS) to allow the contract auditor to authorize direct submission of interim vouchers for provisional payment to the disbursing office for contractors with approved billing systems.

The attached final DFARS rule is effective immediately and will be published in a future Defense Acquisition Circular.

Eleanor R. Spector
Director, Defense Procurement

Attachment

cc : **DSMC, Ft. Belvoir**



DFARS Case 96-D007
Final Rule

PART 242--CONTRACT ADMINISTRATION

* * * * *

SUBPART 242.8--DISALLOWANCE OF COST

* * * * *

242.803 Disallowing costs after incurrence.

(a) *Contracting officer receipt of vouchers.*

Contracting officer receipt of vouchers is applicable only for **cost-reimbursement** contracts with the **Canadian** Commercial Corporation. See 225.870-5(b) for invoice procedures.

(b) *Auditor receipt of voucher.*

(i) ~~The~~ contract auditor is the authorized representative of the contracting officer ~~for—~~

(A) Receiving vouchers from contractor;

(B) Approving interim vouchers for provisional payment (this includes approving the fee portion of vouchers in accordance with the contract schedule and administrative contracting officer instructions) and sending them to the disbursing office;

(C) **[Authorizing direct submission of interim vouchers for provisional payment to the disbursing office for contractors with approved billing systems.]**

~~(C)~~**(D)** Reviewing completion/final vouchers and sending them to ~~the~~ administrative contracting officer; and

~~(D)~~**(E)** Issuing **DCAA** Forms 1, Notice of Contract Costs Suspended and/or Disapproved, to deduct costs where allowability is questionable.

(ii) The administrative contracting officer—

(A) Approves all **completion/final** vouchers and sends them to the disbursing officer; and

(B) May issue or **direct** the issuance of **DCAA** Form 1 on any cost when there is reason to believe it should be suspended or disallowed

96-D007 INF

provides that no funds available to DoD may be provided by contract or contract modification, nor may contract payments be made, to an institution of higher education that has a policy of denying or that effectively prevents the Secretary of Defense from obtaining for military recruiting purposes—

(A) Entry to campuses or access to students on campuses; or

(B) Access to directory information pertaining to students. (See 209.470.)

(iii) Pursuant to 10 U.S.C. 983, no funds may be obligated by contractor contract modification to an institution of higher education that has an anti-ROTC policy. (See 209.470.)

[FR Dec. 96-12766 Filed 5-20-96; 8:45 am]

BILLING CODE S000 04 M

48 CFR Part 242

[DFARS Case 96 D007]

Defense Federal Acquisition Regulation Supplement; Direct Submission of Vouchers to Disbursing Office

AGENCY: Department of Defense (DOD).

ACTION: Final rule.

SUMMARY: The Director of Defense Procurement is amending the Defense Federal Acquisition Regulation Supplement (DFARS) to allow the contract auditor to authorize direct submission of interim vouchers for provisional payment to the disbursing office, for contractors with approved billing systems.

EFFECTIVE DATE: May 21, 1996.

FOR FURTHER INFORMATION CONTACT: Rick Lyster, PDUSD(A&T)DP(DAR), IMD 3D 139, 3062 Defense Pentagon, Washington, DC 20301-3062. Telefax (703) 602-0350. Please cite DFARS Case 96-D007.

SUPPLEMENTARY INFORMATION:

A. Background

This final rule amends DFARS 242.803 to reduce unnecessary review and approval, by the contract auditor, of interim vouchers for provisional payment under DoD contracts.

B. Regulatory Flexibility Act

This final rule does not constitute a significant DFARS revision within the meaning of FAR 1.501 and Public Law 98-577 and publication for public comment is not required. Therefore, the Regulatory Flexibility Act does not apply. However, comments from small entities concerning the affected DFARS subpart will be considered in accordance with 5 U.S.C. 610. Such

comments should cite DFARS Case 96-D007 in correspondence.

C. Paperwork Reduction Act

This rule does not impose any new information collection requirements which require the approval of the Office of Management and Budget under 44 U.S.C. 3501, et seq.

List of Subjects in 48 CFR Part 242

Government procurement.

Michele P. Peterson,
Executive Editor, Defense Acquisition Regulations Council.

Therefore, 48 CFR Part 242 is amended as follows:

PART 242 CONTRACT ADMINISTRATION

1. The authority citation for 48 CFR Part 242 continues to read as follows:

Authority: 41 U.S.C. 421 and 48 CFR Chapter 1.

2. Section 242.803 is amended by redesignating paragraphs (b) (i) (C) and (b) (i) (D) as paragraphs (b) (i) (D) and (b) (i) (E), respectively, and by adding a new paragraph (b) (i) (C) to read as follows:

242.803 Disallowing costs after incurrence.

* * * * *

(b) * * * *

(i) * * *

(C) Authorizing direct submission of interim vouchers for provisional payment to the disbursing office for contractors with approved billing systems.

* * * * *

[FR Dec. 96-12765 Filed 5-20-96; 8:45 am]

BILLING CODE S00004 M

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

49 CFR Parts 37 and 38

[Docket No. 49658]

RIN 2105 AC13

Transportation for individuals With Disabilities

AGENCY: Department of Transportation (DOT), Office of the Secretary.

ACTION: Final rule.

SUMMARY: The Department is amending several provisions of its rules implementing the Americans with Disabilities Act (ADA). Some of the changes are being made in response to petitions received by the Department

The first change will ensure that the rule treats independent private schools similarly to other schools. The second change will apply the same gap standard to high speed automated guideway transit (AGT) systems as is applied to other rapid and light rail systems. The third petition granted in this rule will give local jurisdictions more discretion with respect to advance reservation systems for paratransit services. However, the Department is withdrawing a proposal that would have permitted transit authorities to determine that certain bus stops may be designated as non-accessible stops.

This rule will also make six amendments that derive from the Department's own proposals. The first will decrease the paperwork burden of producing annual paratransit plan updates once the paratransit system reaches full compliance with ADA regulations. The second will clarify a visitor's eligibility for paratransit services. The third will clarify the vehicle acquisition requirements for private entities not primarily engaged in the business of transporting people. The fourth amendment will remove "inability to comply" as a condition of gaining a determination of equivalent facilitation. The final two amendments will eliminate confusion in a cross reference within the regulation and correct a typographical error. The Department has concluded that no change is warranted in the regulatory definition of a personal care attendant.

EFFECTIVE DATE: This final rule is effective June 20, 1996.

FOR FURTHER INFORMATION CONTACT:

Robert C. Ashby, Deputy Assistant General Counsel for Regulation and Enforcement, Department of Transportation, 400 7th Street, SW., Room 10424, Washington, DC 20590. (202) 366-9306 (voice); (202) 755-7687 (TDD); or Richard Wong, Office of Chief Counsel, Federal Transit Administration, same street address, Room 9316. (202) 366-4011.

SUPPLEMENTARY INFORMATION:

I. Introduction

The Department published its notice of proposed rulemaking (NPRM) on the issues covered by this rule on July 21, 1994. The NPRM included proposed amendments that were petitioned for by the public on which the Department took no initial position and proposals that the Department generated internally. The Department received over 275 comments on the NPRM, most of which came from individuals with disabilities, organizations representing them and transit authorities. Additional

**Contract Invoicing Procedures to Authorize Direct Submission
of Interim Vouchers to the Paying Office**

The contracts listed on the attached Exhibit A are hereby modified by inserting new special invoicing procedures as follows:

Invoicing Procedures

When authorized by the Defense Contract Audit Agency (DCAA) in accordance with DFARS 242.803(b)(i)(C), the contractor may submit interim vouchers directly to paying offices. Such authorization does not extend to the first and final vouchers. The contractor will continue to submit first vouchers to the DCAA office identified on the contract cover sheet. Final vouchers will be submitted to the ACO with a copy to DCAA.

Upon written notification to the contractor, DCAA may rescind the direct submission authority. Upon receipt of the written notice to rescind the direct submission authority, the contractor will immediately begin to submit public vouchers for the affected contracts to DCAA.